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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

* * *

CANDRA EVANS, individually and as parent
to R.E., TERRELL EVANS, individually and
as parent to R.E.,

Plaintiffs,
vs.

KELLY HAWES, JOSHUA HAGER,
SCOTT WALKER, JESUS JARA, CLARK
COUNTY SCHOOL DISTRICT, et al.

Defendants.

CASE NO.: 2:22-cv-02171-JAD-VCF

**STIPULATION REGARDING STAY
OF CERTAIN DISCOVERY AND
STIPULATION TO AMEND
STIPULATED DISCOVERY PLAN
AND SCHEDULING ORDER**

(First Request)

Plaintiffs, Candra Evans, Terrell Evans, individually and as parents to R.E., and

1 Defendants Defendant(s), Kelly Hawes' ("Hawes"), Joshua Hager's ("Hager"), Scott Walker's
2 ("Walker"), and Clark County School District's ("CCSD") (referred collectively herein as
3 "CCSD Defendants"), by and through their attorneys, hereby stipulate to stay certain discovery
4 pending a decision on Defendants' Motion to Dismiss First Amended Complaint (ECF No. 36)
5 or Motion to Stay Discovery (ECF No. 46), whichever is decided first.

6 On March 13, 2023, the parties submitted their Stipulated Discovery Plan and Scheduling
7 Order (ECF No. 25). On or about April 5, 2023, the parties exchanged Initial Disclosures in
8 accordance with the Scheduling Order.

9 On May 10, 2023, Plaintiffs filed their First Amended Complaint (ECF No. 31). On May
10 24, 2023, Defendants filed a Motion to Dismiss First Amended Complaint (ECF No. 36)
11 (hereafter ("Motion to Dismiss FAC")). On June 7, 2023, Plaintiffs filed their Response in
12 opposition to Defendants' Motion to Dismiss FAC (ECF No. 38). Defendants filed a Reply in
13 support of their Motion to Dismiss FAC (ECF No. 39) on June 14, 2023. Defendants' Motion to
14 Dismiss FAC is currently awaiting a decision from this Court.

15 On August 11, 2023, Defendants served written discovery on Plaintiffs Candra Evans and
16 R.E. On August 14, 2023, Plaintiffs served written discovery on all Defendants and on August
17 18, 2023 Plaintiffs served Notices of Depositions for September 12, 13 and 14, 2023. On August
18 18, 2023, Defendants filed a Motion to Stay (ECF No. 46) requesting the court to stay all
19 discovery pending a decision on Defendants' second Motion to Dismiss.

20 As will be discussed in the briefing of the Defendant's Motion to Stay, the parties have
21 met and conferred several times in an attempt to reach a resolution regarding outstanding
22 discovery and current discovery deadlines. Given the issues raised in the Motion to Stay and
23 scheduling constraints the parties have agreed to the following:

- 24 1. The Parties will respond in good faith and in a timely manner to all written discovery
25
26

1 already served. Objections raised to discovery shall be reasonable.

2 2. Plaintiff has noticed depositions and desires to proceed with discovery as quickly as
3 possible, but given Defendants' Motion to Stay, the Parties agree to stay all further discovery,
4 including depositions of the Parties, until the court rules on the Motion to Stay or the Motion to
5 Dismiss FAC, whichever occurs first.

6 3. The Parties agree to amend the Stipulated Discovery Plan and Scheduling Order to
7 allow discovery to extend beyond the current deadline of September 15, 2023. The new deadline
8 for discovery will be sixty (60) days after the date the Court rules on the first of Defendants' two
9 pending motions - the Motion to Stay or Motion to Dismiss FAC.

10 4. Once a ruling on the Motion to Stay or Motion to Dismiss is issued, whichever is first,
11 the Parties will promptly commence and facilitate all remaining discovery, including depositions
12 within the agreed upon sixty (60) days, and work together in good faith to accommodate end of
13 year holiday schedules.

14
15 IT IS SO STIPULATED

16 DATED this 29th day of August, 2023

DATED this 29th day of August, 2023

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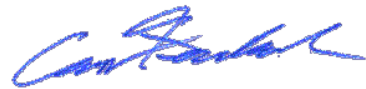
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ORDER

IT IS SO ORDERED.



UNITED STATES MAGISTRATE JUDGE

9-15-2023

DATED